



O P E Docket No. 1975.99C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE 13  
RESPONSE  
S. Zimmerman AF/3727

PATENT

APPLICANT: Robert C. Heath et al

SERIAL NO.: 09/491,094

FOR: DISPOSABLE LID FOR A CUP

FILED: 01/24/00

GROUP ART 3727

EXAMINER: R. Hylton

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231 ON THE DATE SHOWN:

Date: 7/16/02

R. Hylton

APPELLANT'S REPLY

COMMISSIONER OF PATENTS  
AND TRADEMARKS

WASHINGTON, D.C. 20231

DEAR SIR:

In response to the Examiner's Answer, please consider the following remarks.

REMARKS

The Examiner's argument states that "The inner wall of the clamp is seen in figures 2 and 5 to engage the upper, innermost portion of the cup rim." This use of "engage" should accurately be stated as "touches" in contradistinction to appellant's claimed arrangement in which the cup rim fits between the outer and inner portions of the cup rim or, as the claims state, "inner and outer lips which grip . . . the lip of the cup."

The Examiner further states that "Appellant's arguments . . . indicate appellant did not clearly understand the rejection set forth." Appellant disagrees and respectfully

RECEIVED

JUL 19 2002

TC 3700 MAIL ROOM

submits that the arguments in Appellant's Brief dated 11/13/01 are fully responsive to the Examiner's Answer and the rejections should be reversed.

Respectfully submitted,

FRANK J. CATALANO, P.C.



BY: FRANK J. CATALANO  
REG. NO. 25,836  
810 S. CINCINNATI, SUITE 405  
TULSA, OK 74119  
(918) 584-8787  
(918) 599-9889 (fax)